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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

VERNELL THROWER,

Defendant.

) No. CR 21-373-YGR-1

) **STIPULATION TO CONTINUE STATUS FROM**  
) **NOVEMBER 23, 2021 TO DECEMBER 7, 2021**  
) **AND TO EXCLUDE TIME FROM NOVEMBER**  
) **23, 2021 THROUGH DECEMBER 7, 2021;**  
) ~~[PROPOSED]~~ **ORDER**

IT IS HEREBY STIPULATED by the parties, through counsel that:

1. Defendant Vernell Thrower made his initial appearance on October 22, 2021.

2. Defense counsel requested that the arraignment on the Indictment and the appointment of counsel be postponed while counsel continued to discuss whether the defendant will retain counsel's firm in this case. Counsel represents the defendant in pending Case No. CR19-043-YGR-12. The magistrate court has set November 23, 2021 for a further appearance regarding I.D. of counsel.

3. The parties are negotiating a resolution to this matter, and the defendant and counsel are continuing to discuss whether counsel will be retained in this case.

4. Based on the foregoing and taking into account the public interest in the prompt disposition of criminal cases, there is good cause to exclude the time from November 23, 2021 through

December 7, 2021 from computation under the Speedy Trial Act. Failure to grant the requested exclusion of time would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv). The ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. See id. § 3161(h)(7)(A).

IT IS SO STIPULATED

STEPHANIE M. HINDS  
Acting United States Attorney

Dated: November 22, 2021

/s/\_\_\_\_\_  
Daniel Pastor  
Assistant United States Attorney

Dated: November 22, 2021

/s/\_\_\_\_\_  
Alexander P. Guilmartin  
Counsel for Defendant Vernell Thrower

~~[PROPOSED]~~ ORDER

Based upon the facts set forth above, and for good cause shown, the Court finds that exclusion from the time limits applicable under 18 U.S.C. § 3161 (the Speedy Trial Act) for the period from November 23, 2021 through December 7, 2021, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The failure to grant the requested continuance would deny the defendant the effective preparation of counsel taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

The I.D. of counsel status set for November 23, 2021 is continued to December 7, 2021 before the duty magistrate judge on the Oakland magistrate calendar because the matter has been assigned to Judge Gonzalez Rogers.

Pursuant to the parties' stipulation, IT IS SO ORDERED.

DATED: November 22, 2021

  
HON. JACQUELINE SCOTT CORLEY  
United States Magistrate Judge